



02-16-05

PATENT

City. Docket No. 074451.P127D4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Edward L. Schwartz, et al.)
Application No.: 09/801,360)
Filed: March 6, 2001)
For: METHOD AND APPARATUS FOR)
EDITING AN IMAGE WHILE)
MAINTAINING CODESTREAM SIZE)

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. §1.182

CHANGE OF ORDER OF NAMED INVENTORS

Applicant hereby requests and petitions that the order of named inventors in the above-referenced application be changed so as to be ordered as follows:

Martin Boliek
Edward L. Schwartz
Michael J. Gormish

It is respectfully submitted that the errors were caused without deceptive intent. The present application is a divisional application of a parent application, where the order of the inventors was inherited from the declaration of the parent application and one or more

inventors may have been removed. Enclosed with this amendment and petition is a check in the amount of \$130.00 in payment of the fee under 37 C.F.R. §1.17(h). Applicants respectfully request the petition to be granted.

Please charge Deposit Account No. 02-2666 for any shortage of fees in connection with this response.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: February 14, 2005


Michael J. Mallie
Attorney for Applicant
Reg. No. 36,591

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I hereby certify that I am causing this paper or fee, and the documents indicated on the postcard above, to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Dianne Neathery

(Typed or printed name of person mailing paper or fee)

Dianne Neathery
(Signature of person mailing paper or fee)

2-14-05
(Date signed)



FEE TRANSMITTAL FOR FY 2005

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$130.00)

Complete if Known:

Application No. 09/801,360
 Filing Date March 6, 2001
 First Named Inventor Edward L Schwartz
 Examiner Name Chen, Wenpeng
 Art Unit 2624
 Attorney Docket No. 74451.P127D4

 Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify)

Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: _____

The Director is Authorized to do the following with respect to the above-identified Deposit Account:
 Charge fee(s) indicated below.

Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

Charge fee(s) indicated below except for the filing fee

Credit any overpayments.

Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

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 Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| <u>Large Entity</u> | | <u>Small Entity</u> | | <u>Fee Description</u> | <u>Fees Paid (\$)</u> |
|---------------------|----------|---------------------|----------|------------------------------------|-----------------------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1011 | 300 | 2011 | 150 | Utility application filing fee | 1,000/500 |
| 1111 | 500 | 2111 | 250 | Utility search fee | |
| 1311 | 200 | 2311 | 100 | Utility examination fee | |
| 1012 | 200 | 2012 | 100 | Design application filing fee | 430/215 |
| 1112 | 100 | 2112 | 50 | Design search fee | |
| 1312 | 130 | 2312 | 65 | Design examination fee | |
| 1013 | 200 | 2013 | 100 | Plant filing fee | 660/330 |
| 1113 | 300 | 2113 | 150 | Plant search fee | |
| 1313 | 160 | 2313 | 80 | Plant examination fee | |
| 1004 | 300 | 2004 | 150 | Reissue filing fee | 1,400/700 |
| 1114 | 500 | 2114 | 250 | Reissue search fee | |
| 1314 | 600 | 2314 | 300 | Reissue examination fee | |
| 1005 | 200 | 2005 | 100 | Provisional application filing fee | |

SUBTOTAL (1) \$ 0.00

2. EXCESS CLAIM FEES

| <u>Extra Claims</u> | | | | <u>Fee from below</u> | <u>Fees Paid (\$)</u> |
|---|---------------------|----------|----------|--|-----------------------|
| Total Claims | – 20 or HP = | | | X \$50.00 | = _____ |
| HP = highest number of total claims paid for, if greater than 20 | | | | | |
| Independent Claims | – 3 or HP = | | | X \$200.00 | = _____ |
| HP = highest number of independent claims paid for, if greater than 3 | | | | | |
| Multiple Dependent Claims | | | | | = _____ |
| Large Entity | Small Entity | | | | |
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | <u>Fee Description</u> | |
| 1202 | 50 | 2202 | 25 | Each claim over 20 | |
| 1201 | 200 | 2201 | 100 | Each independent claim over 3 | |
| 1203 | 360 | 2203 | 180 | Multiple dependent claims, if not paid | |
| 1204 | 200 | 2204 | 100 | Reissue: each claim over 20 and more than in the original patent | |
| 1205 | 50 | 2205 | 25 | Reissue: each independent claim more than in the original patent | |
| SUBTOTAL (2) \$ 0.00 | | | | | |

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each add'l 50 or fraction thereof</u> | <u>Fee from below</u> | <u>Fees paid (\$)</u> |
|---------------------|---|--|-----------------------|-----------------------|
| _____ | – 100 = _____ / 50 = _____ (round up to whole number) | | X \$250.00 | _____ |

| <u>Large Entity</u> | | | | <u>Small Entity</u> | <u>Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets</u> (count spec & drawings except sequences & program listings): |
|---------------------|----------|----------|----------|---------------------|--|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1081 | 250 | 2081 | 125 | Utility | |
| 1082 | 250 | 2082 | 125 | Design | |
| 1083 | 250 | 2083 | 125 | Plant | |
| 1084 | 250 | 2084 | 125 | Reissue | |

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued)**4. OTHER FEE(S)**

| Non-English Specification, \$130 fee (no small entity discount) | | | | <u>Fees Paid (\$)</u> |
|---|---------------------|------------------------|--------|--|
| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> | | |
| Fee Code | Fee (\$) | Fee Code (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet |
| 1053 | 130 | 1053 | 130 | Non-English specification |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for ex parte reexamination |
| 1813 | 8,800 | 1813 | 8,800 | Request for inter parties reexamination |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action |
| 1251 | 120 | 2251 | 60 | Extension for reply within first month |
| 1252 | 450 | 2252 | 225 | Extension for reply within second month |
| 1253 | 1,020 | 2253 | 510 | Extension for reply within third month |
| 1254 | 1,590 | 2254 | 795 | Extension for reply within fourth month |
| 1255 | 2,160 | 2255 | 1,080 | Extension for reply within fifth month |
| 1401 | 500 | 2401 | 250 | Notice of Appeal |
| 1402 | 500 | 2402 | 250 | Filing a brief in support of an appeal |
| 1403 | 1,000 | 2403 | 500 | Request for oral hearing |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding |
| 1452 | 500 | 2452 | 250 | Petition to revive – unavoidable |
| 1453 | 1,500 | 2453 | 750 | Petition to revive - unintentional |
| 1501 | 1,400 | 2501 | 700 | Utility issue fee (or reissue) |
| 1502 | 800 | 2502 | 400 | Design issue fee |
| 1503 | 1100 | 2503 | 550 | Plant issue fee |
| 1462 | 400 | 1462 | 400 | Petitions to the Commissioner (CFR 1.17(f) Group I) |
| 1463 | 200 | 1463 | 200 | Petitions to the Commissioner (CFR 1.17(g) Group II) |
| 1464 | 130 | 1464 | 130 | Petitions to the Commissioner (CFR 1.17(h) Group III) |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) |
| 1809 | 790 | 2809 | 395 | For filing a submission after final rejection (see 37 CFR 1.129(a)) |
| 1814 | 130 | 2814 | 65 | Statutory Disclaimer |
| 1810 | 790 | 2810 | 395 | For each additional invention to be examined (see 37 CFR 1.129(b)) |
| 1801 | 790 | 2801 | 395 | Request for Continued Examination (RCE) |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application |
| 1504 | 300 | 1504 | 300 | Publication fee for early, voluntary, or normal pub. |
| 1505 | 300 | 1505 | 300 | Publication fee for republication |
| 1803 | 130 | 1803 | 130 | Request for voluntary publication or republication |
| 1808 | 130 | 1808 | 130 | Processing fee under 37 CFR 1.17(i) (except provisionals) |
| 1454 | 1,370 | 1454 | 1,370 | Acceptance of unintentionally delayed claim for priority |
| Other fee (specify) | | | | |
| Other fee (specify) | | | | |
| | | | | SUBTOTAL (4) \$ 130.00 |

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Michael J. MallieSignature: [Signature]Date: February 14, 2005Reg. Number: 36,591Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450